IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 27976 of 2005

Between:

Smt.S.Noorjahan

..... PETITIONER

AND

The Revenue Divisional Officer,

Rajampet, Kadapa District

.....RESPONDENT

ORDER:

Seeking a Mandamus, declaring the action of the respondent in not disposing of the disciplinary proceedings against the petitioner in respect of fair price shop of Narayana Nellore village in Penagalur Mandal of Kadapa District in pursuance of the suspension order passed by the respondent as per the directions of the Joint Collector, Kadapa in L.Dis.No.1(3)/2902/2005, dated 31.10.2005, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

The petitioner submits that she was appointed as a permanent fair price shop dealer in respect of Narayana Nellore village, Penagalur Mandal of Kadapa District. It is stated that pursuant to the inspection made by the Mandal Revenue Officer, Penagalur on 09.09.2005 wherein the petitioner was said to have been found committed certain irregularities, her dealership was suspended pending disciplinary proceedings, by the respondent vide his order dated 13.09.2005. It is further stated that as against the suspension order, the petitioner filed an appeal before the Joint Collector, Kadapa and the appellate authority, by order dated 31.10.2005, while rejecting the stay, disposed of the appeal itself, directing the respondent herein to dispose of the main case itself within six weeks from the date of receipt of a copy of the said order. It is stated that though six weeks have been elapsed, the disciplinary proceedings have not been finalized, and on the other hand, the respondent is taking steps to appoint a dealer on regular basis in the place of the petitioner.

Having regard to the facts and circumstances of the case, the respondent is directed to complete the disciplinary proceedings pending against the petitioner, after conducting an enquiry, in accordance with law, and dispose of the same, within a period of four weeks from the date of receipt of a copy of this order. Till then, no steps for appointment of a permanent dealer in respect of the fair price shop in question shall be taken.

With the above observations, the Writ Petition is disposed of. No order as to costs.

_____

V.ESWARAIAH,J

Dated: 30.12.2005

Dsr

Note:

Issue CC in three days

B/o

Dsr